

# Gregory Zimmer, Esq.

GZimmer@GZimmerLegal.com

O: (914) 402-5683

M: (516) 991-1116

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## **VIA ECF**

Honorable Debra Freeman, U.S. Magistrate Judge  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St.  
New York, NY 10007-1312

Re: *In re Navidea Biopharmaceuticals Litigation, Case No. 19-cv-01578-VEC*

Dear Judge Freeman:

As the Court is aware, we represent Defendant/Counterclaim Plaintiff/Third-Party Complaint Plaintiff Michael M. Goldberg, M.D. (“Dr. Goldberg”) in the above-referenced action. We write to request that the Court review and rule on the proposed Order in regarding going-forward advancement of Dr. Goldberg’s attorneys’ fees and expenses in connection with defending the claims asserted against him by Plaintiff/Counterclaim Defendant Navidea Biopharmaceuticals, Inc. (“Navidea”) in this action. The Court had indicated it would rule on the proposed Order once it became known whether Navidea objected to the hourly rates being charged by Dr. Goldberg’s counsel, N. Ari Weisbrot, Esq. and the undersigned. Navidea confirmed in its submission responding to Dr. Goldberg’s initial fee application on November 6, 2020 [Dkt. No. 155 that it does not object to those rates.

Thank for your attention to this matter.

Respectfully submitted,

/s/ Gregory Zimmer, Esq.